

11/19/02

**Chester Potoczniak
216 Lozier Terrace
River Edge, New Jersey
07661**

November 11, 2002

Seth Ausubel
Remedial Project Manager
United States Environmental protection Agency
Region II
Emergency and Remedial Response Division
290 Broadway, 19th Floor
New York, NY 1007-1866

Re: C.P.Transmission,Inc.

Dear Mr. Ausubel

I was the owner and operator of C.P. Transmissions, Inc. for 13 years from August 1981 to June 1, 1994. C.P. Transmissions is a small, (two man operation) automotive garage that specialized in replacing, repairing and servicing automobile transmissions.

During the thirteen (13) years of operating the business I worked primarily with transmission fluid and cleaning solvent none of which was ever released into Berry's Creek or any of it's tributaries. The solvents we used for degreasing and other miscellaneous uses was delivered to us in a sealed container and was picked up on a scheduled basis removing the container of spent cleaning fluid and replacing it with a fresh solvent. Burnt or other wise damaged transmission fluid was contained in a separate container and removed periodically by a firm which recycles or other wise renders the product useful.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
280 BROADWAY
NEW YORK, NY 10007-1866

OCT 16 2002

URGENT LEGAL MATTER - - PROMPT REPLY NECESSARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

C.P. Transmissions, Inc.
c/o Chester Potoczniak
Capitol Information Service
9 Liberty Street
Little Ferry, New Jersey 07643

Re: Request for Information Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Section 9601 et seq., re: the Berry's Creek Study Area, Bergen County, New Jersey.

Dear Sir or Madam:

The United States Environmental Protection Agency ("EPA") is charged with responding to the release or threat of release of hazardous substances, pollutants, and contaminants into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. Sections 9601-9675.

EPA has documented the release and threat of release of hazardous substances into the environment at the Berry's Creek Study Area, Bergen County, New Jersey (the "Study Area"). In response to the release and threat of release of hazardous substances at the Study Area, EPA has spent public funds and anticipates spending additional public funds pursuant to CERCLA.

Under CERCLA and other laws, responsible parties may be held liable for monies expended by the federal government in taking response actions at and around sites where hazardous substances have been released, including investigative, planning, removal, remedial and enforcement actions. Responsible parties also may be subject to orders requiring them to take response actions themselves. Responsible parties under CERCLA include, among others, the current and past owners or operators of a facility from which there has been a release or threatened release of hazardous substances, persons that arranged for the treatment or disposal of hazardous substances which were sent to such a facility, and persons that transported hazardous substances to such a facility.

The Study Area is the water body known as Berry's Creek, including the Berry's Creek Canal.